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15. Editing, Deleting and Modification. We reserve the right in our sole discretion to edit and/or delete any documents, information or other content appearing on the Site.

16. User Information. All materials that you submit through or in association with the Site including, without limitation, the Registration Data shall be subject to the Privacy Policy. For a copy of the Privacy Policy, please [Click Here](#).

17. Dispute Resolution Provisions. The Agreement shall be treated as though it were executed and performed in New York, New York and shall be governed by and construed in accordance with the laws of the State of New York (without regard to conflict of law principles). Should a dispute arise concerning the terms and conditions of the Agreement or the breach of same by any party hereto, the parties agree to submit their dispute for resolution by arbitration before the American Arbitration Association in New York City, in accordance with the then current Commercial Arbitration Rules of the American Arbitration Association. Any award rendered shall be final and conclusive to the parties and a judgment thereon may be entered in any court of competent jurisdiction. To the extent permitted by law, you agree that you will not bring, join or participate in any class action lawsuit as to any claim, dispute or controversy that you may have against Acal Force™ and its employees, officers, directors, members, representatives and assigns. You agree to the entry of injunctive relief to stop such a lawsuit or to remove you as a participant in the suit. You agree to pay the attorney's fees and court costs that Acal Force™ incurs in seeking such relief. This provision preventing you from bringing, joining or participating in class action lawsuits: (a) does not constitute a waiver of any of your rights and remedies to pursue a claim individually and not as a class action in binding arbitration as provided above; and (b) is an independent agreement.

18. Miscellaneous. Nothing herein shall be construed to preclude any party from seeking injunctive relief in order to protect its rights pending an outcome in arbitration. To the extent that anything in or associated with the Site is in conflict or inconsistent with these Terms and Conditions, these Terms and Conditions shall take precedence. Our failure to enforce any provision of the Agreement shall not be deemed a waiver of such provision nor of the right to enforce such provision. The parties do not intend that any agency or partnership relationship be created through operation of the Agreement.

19. How to Contact Us. If you have any questions about the Agreement or about the practices of Acal Force™, please feel free to contact us at the following telephone numbers, as applicable to you:

For customers in the United States and Canada: 888-591-2190

For customers in Australia - Toll-free 1-800-335-305

For customers in the United Kingdom - Toll-free - 0-800-680-0623

Kleimann

ATTACHMENT D (Terms and Conditions) - 11



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How Auctions Work at SwipeBids.com



- Bids raise the price & add time to the clock.
- If You're the final Bidder when the clock hits 00:00:00, **YOU WIN!**

[JOIN NOW!](#)

ENDING AUCTIONS

RECENT WINNERS JamieLeeC won a Eclipse 2GB MP3 Player for \$1.38

40 Bids Retail: \$24.00	40 Bids Retail: \$24.00	Transcend 2GB USB Flash Drive Retail: \$14.99	Walmart Gift Card \$100 Retail: \$100.00	HP ProBook 17.3" Retail: \$699.99
 Ended 06/01/2010 03:29 PM \$1.00 BidNow saved 96% SOLD	 Ended 06/01/2010 03:29 PM \$1.00 BidNow saved 96% SOLD	 Ended 06/01/2010 03:29 PM \$1.02 \$5407 saved 93% SOLD	 00:00:09 \$52.21 mgeyckmans (24 Wins)	 00:00:09 \$153.30 skinnymissy (29 Wins) BID

Nintendo Wii "Family Bundle" Retail: \$279.99	HP iPAQ Pocket PC Retail: \$399.97	Walmart Gift Card \$150 Retail: \$150.00	MacBook Retail: \$999.00	Sony Bravia Theater System Retail: \$225.00
 00:00:10 \$50.40 MarkSr 	 00:00:10 \$16.86 GJUGEE 	 00:00:10 \$63.87 Bdppatt 	 00:00:11 \$650.30 aqua84 	 00:00:10 \$49.01 bsthya

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Kleemann ATTACHMENT E
 (Davis A Landing) - 1

00:00:07 \$50.42 MarkSr (7 Wins) BID	00:00:04 \$16.87 bluecamaro (156 Wins) BID	00:00:09 \$63.88 Marco61 (804 Wins) BID	00:00:04 \$650.30 aqua84 (181 Wins) BID	00:00:13 \$49.62 ufocheer (284 Wins) BID
Motorola TN765t Auto GPS Retails for: \$279.99 	Nintendo DSi Black Retails for: \$189.99 	Sony PSP Black Retails for: \$169.99 	MacBook + 5000 Bids Retails for: \$3,999.00+ +5,000 BIDS 00:00:10 \$32.52 pbh201 	Walmart Gift Card \$100 Retails for: \$100.00
00:00:09 \$35.32 napohot22 (24 Wins) BID	00:00:08 \$8.39 corde (360 Wins) BID	00:00:09 \$17.65 timiny (8881 Wins) BID	00:00:10 \$32.52 pbh201 	00:00:10 \$35.00 Boppatt (300 Wins) BID
40 Bids Retails for: \$24.00 	500 Bids Retails for: \$300.00 	75 Bids Retails for: \$45.00 	40 Bids Retails for: \$24.00 	825 Bids Retails for: \$495.00
00:00:06 \$1.00 BidNow BID	00:00:12 \$29.00 BidNow BID	00:00:14 \$1.00 BidNow BID	00:00:15 \$1.00 BidNow BID	00:00:46 \$49.00 BidNow BID

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(Davis A Landing) - 2

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VIEW ALL

HOW SWIPEBIDS WORKS

1 Join & Become A Member
You'll get the chance to bid!


2 Choose Item & BID
Each bid increases the bid price and the auction time.
00:00:15
BID

3 Be the final bidder & WIN
If you placed the final bid before the clock ran out.
You Win!
Price: \$24.56
Winner: You Won!

QUICK REGISTRATION!
START WINNING TODAY
JOIN NOW!

PLAYER STATUS LEGEND

- = player has 1+ wins
- = player has 5+ wins
- = player has 10+ wins
- = player has 50+ wins
- = player has 100+ wins
- = player has 250+ wins
- = player has 500+ wins
- = player has 1000+ wins
- = player has 5000+ wins

Tip of the Month!

John Won his Macbook for only \$186.43!
(UPS Tracking #1ZA722W84247067852)

"I started off with this strategy, and it definitely paid off. Basically at first I just spent some time focusing on winning only the bid packs, because they were going really fast and seemed quite easy to win. Once I collected a whole mass of bids, I went all out on the Macbook and won it that same night!"

HOW TO WIN PRIZES AT SWIPEBIDS.COM

There are many other ways to win at SwipeBids besides just winning auctions. Here are a few other ways you can take home great prizes.

HOURLY BID PACK CONTEST

CLOCK **CLICK HERE** **VIEW CONTEST**

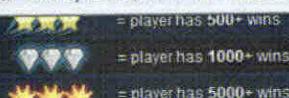
• HOW IT WORKS? Each hour, the top 25 ranked players in this contest win exciting prizes!

• HOW TO WIN? Winners are based on the number of Bid Packs won & bought that hour!

*Please note: There is no limit to the number of contests you can win per day

SwipeBids - Save up... 3:29:38 PM 06/01/2010

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MacBook and won it that same night!

HOW TO WIN PRIZES AT SWIPEBIDS.COM

*Please note: There is no limit to the number of contests you can win per day

There are many other ways to win at SwipeBids besides just winning auctions.

Here are a few other ways you can take home great prizes.

ONE HOURLY BID PACK CONTEST

[CLICK HERE](#)
[VIEW CONTEST](#)

- **HOW IT WORKS?** Each hour, the top 25 ranked players in this contest win exciting prizes!
- **HOW TO WIN?** Winners are based on the number of Bid Packs won & bought that hour!
- **HOW OFTEN?** Positions automatically update every 5 minutes, so keep an eye on your new rank!

PRIZES WORTH
\$990 every hour

TWO BID PACK CONTEST

[CLICK HERE](#)
[VIEW CONTEST](#)

- **HOW IT WORKS?** Each day, at MIDNIGHT (EST), the top 50 ranked players in this contest win exciting prizes!
- **HOW TO WIN?** Winners are based on the number of Bid Packs won & bought that day!
- **HOW OFTEN?** Positions automatically update every 15 minutes, so keep an eye on your new rank!

PRIZES WORTH
\$3,763 every day

PREMIUM BID PACK CONTEST

[CLICK HERE](#)
[VIEW CONTEST](#)

- **HOW IT WORKS?** Each day, at MIDNIGHT (EST), the top 25 ranked players in this contest win exciting prizes!
- **HOW TO WIN?** Winners are based on the number of 500 and 825 Bid Packs won & bought that day!
- **HOW OFTEN?** Positions automatically update every 15 minutes, so keep an eye on your new rank!

PRIZES WORTH
\$16,999 every day

*Please note: There is no limit to the number of contests you can win per day.

NEW HOURLY BID PACK CONTEST

*Please note: There is no limit to the number of contests you can win per day

Time left to announce winners

00:31:52

CURRENT TOP BIDPACK WINNERS

CONTEST ENDS EVERY HOUR, YOU BLINK YOU MISS!

Contest stats are updated every 5 minutes. Please refresh your browser to see updated positions.

Ranks are based on the number of Bid Packs Bought & Won that hour!

THIS HOUR'S TOP 5 BID PACK WINNERS SO FAR!

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(Davis A Landing) - 4

Time left to announce winners

00:31:50

CURRENT TOP BIDPACK WINNERS

CONTEST ENDS EVERY HOUR. YOU BLINK YOU MISS!

Contest stats are updated every 5 minutes. Please refresh your browser to see updated positions.

Ranks are based on the number of Bid Packs Bought & Won that hour!

THIS HOUR'S TOP 5 BID PACK WINNERS SO FAR!

CURRENT POSITION	PLAYER NAME	BIDPACKS	PRIZE TO BE WON
1	lego83	11	\$100 Walmart
2	bubbi	10	\$50 Walmart
3	learntoshare	6	200 Bids
4	lapaila713	6	200 Bids
5	loky0036	6	100 Bids

HOW THE PRIZES WORK FOR THIS CONTEST

* Disclaimer: Shipping cost of \$9.50 still applies.

- Ranked position is based on the number of bid packs won & bought that hour
- Each hour, the top 25 ranked players all win prizes
- Positions automatically update every 5 minutes, so keep an eye on your new rank!
- All prize items other than Bid Packs typically ship within 72 hours of winning
- If you're a winner log into your account and check your won auctions to claim your prize!

*All Gift Cards are from Walmart.

MORE PREMIUM BIDPACK WINNERS OF THE HOUR

POS.	PLAYER NAME	BIDPACKS	PRIZE TO BE WON	POS.	PLAYER NAME	BIDPACKS	PRIZE TO BE WON
6	wtheman	5	75 Bids	11	Marvel	2	50 Bids
7	AMBID	5	75 Bids	12	Iceman7II	1	50 Bids
8	bes250183	4	75 Bids	13	joeygatt	1	50 Bids
9	Slammer77	4	75 Bids	14	JamieLeeC	1	50 Bids
10	jpstore415	2	75 Bids				

CLICK HERE TO VIEW WINNERS OF THIS AND OTHER CONTESTS, AS WELL AS ALL OF OUR AUCTIONS!

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(Davis A Landing) - 5

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BID PACK CONTEST

Time left to announce winners
08:31:01

TODAY'S TOP BIDPACK WINNERS
CONTEST ENDS DAILY AT APPROX. MIDNIGHT EST

*Please note: There is no limit to the number of contests you can win per day.

Contest stats are updated every 5 minutes. Please refresh your browser to see updated positions.

Ranks are based on the number of Bid Packs won & bought today!

TODAY'S TOP 5 BID PACK WINNERS SO FAR!

CURRENT POSITION	PLAYER NAME	# OF BIDPACKS TO PRIZE LEVEL UP	BIDPACKS	PRIZE TO BE WON
1	flatscreen10	--	657	 MacBook Retail Price: \$999
2	stilldot	119	539	 \$300 Walmart Retail Price: \$300
3	mickeyanns	253	287	 \$200 Walmart Retail Price: \$200
4	rtserban	74	214	 \$150 Walmart Retail Price: \$150
5	Gramsta	9	206	 \$100 Walmart Retail Price: \$100

HOW THE PRIZES WORK FOR THIS CONTEST

*Disclaimer: Shipping cost of 9.50 still applies.

Kleimann ATTACHMENT E
(Davis A Landing) - 6

HOW THE PRIZES WORK FOR THIS CONTEST

* Disclaimer: Shipping cost of \$9.50 still applies

- Ranked position is based on the number of bid packs won & bought that day
- Each day, at MIDNIGHT (Eastern Standard Time), the top 50 ranked players all win prizes
- Positions automatically update every 15 minutes, so keep an eye on your new rank!
- All prize items typically ship within 72 hours of winning
- If you're Yesterday's winner log into your account and check your won auctions to claim your prize!

*All Gift Cards are from Walmart.

MORE BIDPACK WINNERS OF THE DAY**Yesterday's 10 Winners**

POS.	PLAYER NAME	TO PRIZE LVL ↑	BIDPACKS	PRIZE TO BE WON	POS.	PLAYER NAME	TO PRIZE LVL	BIDPACKS	PRIZE TO BE WON	1	Deeprooter
6	farkle	16	191	Gift Card \$50	18	aqua84	7	43	75 Bids	2	farkle
7	thepooh52	36	171	Gift Card \$50	29	bugbully1	9	41	75 Bids	3	stilldot
8	jpsstore415	55	152	Gift Card \$50	30	suzkoz	10	40	75 Bids	4	timiny
9	sonofmo	57	150	Gift Card \$50	31	learntoshare	1	40	50 Bids	5	golfer62
10	ForMarsha	58	149	Gift Card \$50	32	russianenigm	2	39	50 Bids	6	mickeyanns
11	petaldude	16	134	200 Bids	33	diggsy	2	39	50 Bids	7	pbh201
12	Bdppatt	35	115	200 Bids	34	EBOTT	3	38	50 Bids	8	petaldude
13	deathra	49	101	200 Bids	35	llsmoothie	6	35	50 Bids	9	thepooh52
14	DacorDave	54	96	200 Bids	36	Franklindy	4	32	25 Bids		
15	BlueRob	66	84	200 Bids	37	hippiechic	6	30	25 Bids		
16	magwag1	5	80	150 Bids	38	Paja001	6	30	25 Bids		
17	kc7ggm	5	80	150 Bids	39	mediumpaul	6	30	25 Bids		
18	RoyRuiz49	19	66	150 Bids	40	FannyLucia	6	30	25 Bids		
19	javissupreme	19	66	150 Bids	41	deedeebee58	1	30	10 Bids		
20	nanspete	21	64	150 Bids	42	georgiejez	3	28	10 Bids		
21	herbw1	9	56	100 Bids	43	miloczon	3	28	10 Bids		
22	panama	11	54	100 Bids	44	Stardragon7	4	27	10 Bids		
23	jackbruiser	14	51	100 Bids	45	sdav47	4	27	10 Bids		
24	Deeprooter	15	50	100 Bids	46	garytt	2	26	10 Bids		
25	rickyf09	16	49	100 Bids	47	cruzna49	3	25	10 Bids		
26	anjolyn	1	49	75 Bids	48	4Antioch	4	24	10 Bids		
27	hopestinks	2	48	75 Bids	49	enjoy07	7	21	10 Bids	10	john3764

[CLICK HERE TO VIEW WINNERS OF THIS AND OTHER CONTESTS, AS WELL AS ALL OF OUR AUCTIONS!](#)[OR CLICK HERE TO VIEW WINNERS OF THIS AND OTHER CONTESTS, AS WELL AS ALL OF OUR AUCTIONS!](#)

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(Davis A Landing) - 7

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26	anjolyn	1	49	75 Bids	48	4Antioch	4	24	10 Bids	10	John3764
27	hopestlinks	2	48	75 Bids	49	enjoy07	7	21	10 Bids		

[CLICK HERE TO VIEW WINNERS OF THIS AND OTHER CONTESTS, AS WELL AS ALL OF OUR AUCTIONS!](#)

NEW LIMITED TIME ONLY: PREMIUM BID PACK CONTEST!

*Please note: users can win prizes at both contests.

Time left to announce winners
08:30:58

TODAY'S TOP PREMIUM BIDPACK WINNERS
CONTEST ENDS DAILY AT APPROX. MIDNIGHT EST

Contest stats are updated every 5 minutes. Please refresh your browser to see updated positions.

Rank are based on the number of 500 & 825 Bid Packs won & bought today!

TODAY'S TOP 5 PREMIUM BID PACK WINNERS SO FAR!

CURRENT POSITION	PLAYER NAME	PRIZE VALUE	PREMIUM BIDPACKS	PRIZE TO BE WON
1	12Buymore	\$3,999	9	+ 5000 Bids  Retail Price: \$3,999
2	Chellycee	\$2,300	8	+ 3000 Bids  Retail Price: \$2,300
3	bre7857	\$1,800	7	+ 2500 Bids  Retail Price: \$1,800
4	mickeyanns	\$1,400	5	+ 2500 Bids  Retail Price: \$1,400
5	Slammer77	\$1,050	5	+ 1500 Bids  Retail Price: \$1,050



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(Davis A Landing) - 8